

Express Mail" Mailing Label No. EL541612377US .

PATENT

Docket No. H 2938 PCT/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of
Behler, et al.

Serial No. 09/486,677

Filed: 06/26/00

PCT/EP98/05355

International Filing Date: August 24, 1998

Priority Date Claimed: September 1, 1997

TITLE: COLD-STABLE FATTY ALCOHOL ALKOXYLATES

Examiner:

Art Unit:

TRANSMITTAL OF DECLARATION
UNDER 37 CFR SECTION 1.494/5(c)

Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

Attn: Shakeel Ahmed
DO/EO/US

Sir:

No original declaration or oath was filed earlier herein. Accordingly, enclosed is the original declaration or oath for this application.

Please charge our **Deposit Account No. 50-1177** in the amount of **\$130.00** as prescribed by 37 CFR 1.492(e) for the surcharge and processing fee for filing a declaration on a date later than 20/30 months after the priority date of the application. A triplicate of this sheet is enclosed along with an executed declaration. **Order No. 00-0371**. Authorization is also granted to charge any deficiency to Deposit Account 50-1177.

07/21/2000 SSALEEK1 00000071 501177 09486677

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Respectfully submitted,

June 26, 2000
(Date)

Aaron R. Ettelman
(Reg. No. 42,516)
Attorney for Applicant
(610) 278-4930

Cognis Corporation, Patent Dept.
2500 Renaissance Blvd., Suite 200
Gulph Mills, PA 19406

ARE/ras

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PTO/SB/01 (6-95)

Approved for use through: 10/31/98 OMB 0651-0032

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Type a plus sign (+) inside this box - ☐

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|---|-----------------------------------|-----------------------|
| 0010/PTO Rev. 6/95 U.S. Department of Commerce Patent and Trademark Office DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION <input type="checkbox"/> Declaration Submitted with Initial Filing OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing | Attorney Docket Number | H 2938 PCT/US |
| | First Named Inventor | BEHLER, Ansgar |
| | COMPLETE IF KNOWN | |
| | Application Number | 09/486,677 |
| | Filing Date | 06/26/2000 |
| | Group Art Unit | |
| | Examiner Name | |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COLD-STABLE FATTY ALCOHOL ALKOXYLATES

(Title of the invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) **08/24/1998** as United States Application Number or PCT International

Application Number **PCT/EP98/05355** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? YES NO |
|-------------------------------------|---------|----------------------------------|--------------------------|--|
| 197 38 108.1 | Germany | 09/01/1997 | <input type="checkbox"/> | <input type="checkbox"/> <input checked="" type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | Additional provisional application numbers are listed on a supplemental priority sheet attached hereto. |
|-----------------------|--------------------------|---|
| | | <input type="checkbox"/> |

Burden Hour Statement: This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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DECLARATION

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I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code §112.1 acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application Number | PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|--------------------------------|-------------------|---------------------------------|--------------------------------------|
| | PCT/EP98/05355 | 08/24/1998 | |

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Firm Name Customer Number or label

OR

☒ List Attorney(s) and/or agent(s) name and registration number below:

| Name | Registration Number | Name | Registration Number |
|-------------------|---------------------|-----------------------|---------------------|
| John E. Drach | <u>32,891</u> | Henry E. Millson, Jr. | <u>18,980</u> |
| Steven J. Trzaska | <u>36,296</u> | | |
| Aaron R. Ettelman | <u>42,516</u> | | |

☐ Additional attorney(s) and/or agent(s) named on a supplemental sheet attached hereto.

Please direct all correspondence to: ☐ Customer Number or label OR ☒ Fill in correspondence address below

| | | | |
|---------|---|-----------|---------------------|
| Name | <u>Aaron R. Ettelman</u> | | |
| Address | <u>Cognis Corporation - Patent Department</u> | | |
| Address | <u>2500 Renaissance Boulevard, Suite 200</u> | | |
| City | <u>Gulph Mills</u> | State | <u>PA</u> |
| ZIP | <u>19406</u> | | |
| Country | <u>USA</u> | Telephone | <u>610-278-4930</u> |
| Fax | <u>610-278-6548</u> | | |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this

| | | | | | | | |
|------------|---------------|----------------|--|-------------|---------------|-----------------|--|
| Given Name | <u>Ansgar</u> | Middle Initial | | Family Name | <u>Behler</u> | Suffix e.g. Jr. | |
|------------|---------------|----------------|--|-------------|---------------|-----------------|--|

| | | | |
|----------------------|--------------------|------|-------------------|
| Inventor's Signature | <u>[Signature]</u> | Date | <u>03/28/2000</u> |
|----------------------|--------------------|------|-------------------|

| | | | | | | | |
|-----------------|----------------|-------|------------|---------|----------------|-------------|----------------|
| Residence: City | <u>Bottrop</u> | State | <u>DEX</u> | Country | <u>Germany</u> | Citizenship | <u>Germany</u> |
|-----------------|----------------|-------|------------|---------|----------------|-------------|----------------|

| | | | |
|---------------------|----------------------------|--|--|
| Post Office Address | <u>Siegfriedstrasse 80</u> | | |
|---------------------|----------------------------|--|--|

| | | | |
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| Post Office Address | | | |
|---------------------|--|--|--|

| | | | | | | | | | |
|------|----------------------|-------|--|-----|--|---------|----------------|---------------------|--|
| City | <u>46240 Bottrop</u> | State | | Zip | | Country | <u>Germany</u> | Applicant Authority | |
|------|----------------------|-------|--|-----|--|---------|----------------|---------------------|--|

☒ Additional inventors are being named on supplemental sheet(s) attached hereto

DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental SheetName of Additional Joint Inventor, if any: ☐ A petition has been filed for this unsigned inventorGiven Name **Horst-Dieter** Middle Initial Family Name **Schares** Suffix e.g. Jr.Inventor's Signature *Horst-Dieter* Date **03/23/2000**Residence: City **Erkrath** **DEX** State Country **Germany** Citizenship **Germany**Post Office Address **Naheweg 11**

Post Office Address

City **40699 Erkrath** State Zip Country **Germany** Applicant AuthorityName of Additional Joint Inventor, if any: ☐ A petition has been filed for this unsigned inventor

Given Name Middle Initial Family Name Suffix e.g. Jr.

Inventor's Signature Date

Residence: City State Country Citizenship

Post Office Address

Post Office Address

City State Zip Country Applicant Authority

Name of Additional Joint Inventor, if any: ☐ A petition has been filed for this unsigned inventor

Given Name Middle Initial Family Name Suffix e.g. Jr.

Inventor's Signature Date

Residence: City State Country Citizenship

Post Office Address

Post Office Address

City State Zip Country Applicant Authority

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Given Name Middle Initial Family Name Suffix e.g. Jr.

Inventor's Signature Date

Residence: City State Country Citizenship

Post Office Address

Post Office Address

City State Zip Country Applicant Authority

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